

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: :
Rainer JORMANAINEN et al :
Serial No: **10/090,424** : Examiner: **Frank Duong**
Filed: **March 1, 2002** : Group Art Unit: **2616**
For: **SWITCHING METHOD AND NETWORK ELEMENT**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER RULE 181
TO WITHDRAW
INCORRECT HOLDING OF ABANDONMENT

Sir:

In response to the Notice of Abandonment of November 16, 2007, Applicant petitions to withdraw same as follows:

REMARKS

This petition is in response to the Notice of Abandonment mailed November 16, 2007 in which it was indicated that Applicant had failed to timely file a proper reply to the Office Letter mailed May 17, 2007 and that no reply had been received.

To the contrary, applicant mailed a Request for Continued Examination with the U.S. Postal Service under Rule 8 with sufficient postage as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1415 on May 25, 2007. A copy of the Requested for Continued Examination Transmittal (see attached PTO/SB/30 requesting entry of the Amendment filed April 30, 2007) is enclosed along with the return postcard stamped by OIPE on May 29, 2007. We have also examined our canceled check no. 35234 which has markings on the back that \$790.00 was paid from our account by our bank on June 4, 2007 to the USPTO for credit to the U.S. Treasury on June 4, 2007.

Therefore, the Notice of Abandonment was sent in error and it is requested that the prosecution be continued according to our Request for Continued Examination filed May 29, 2007 and mailed under Rule 8 on May 25, 2007 with the required fee.

Respectfully submitted,
/Francis J. Maguire/
Francis J. Maguire
Attorney for the Applicant
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FJM/lk
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